

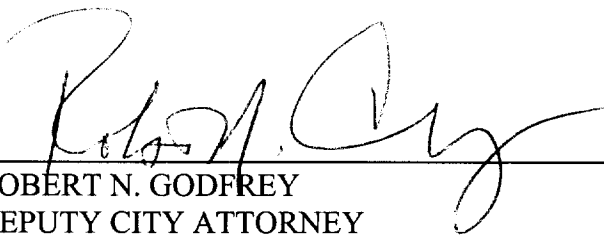
Entered - 05/27/99 - sb
CL99L0340 - DIANNE C. MITCHELL

01-R-0017

CLAIM OF: **TIZAZ S. WOLDU,**
through his attorney,
Waymen Sims
434 Flat Shoals Avenue
Atlanta, Georgia 30316

For damages alleged to have been sustained as a result of a vehicular
accident on December 4, 1998 at 69 Mayson Avenue.

THIS ADVERSE REPORT IS APPROVED




BY: 
ROBERT N. GODFREY
DEPUTY CITY ATTORNEY

ADVERSE REPORT

COM. P.S. & LA

DATE 1/16/01

CHM C. T. Martin

ADVERSE REPORT
CL99L0340



**CITY OF ATLANTA
OFFICE OF MUNICIPAL CLERK**

**RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK**

**55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103**

January 26, 2001

Waymen Sims
Attorney at Law
434 Flat Shoal Ave.
Atlanta, GA 30316

01-R-0017

RE: Tizaz S. Woldu

Dear Attorney Sims:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on January 16, 2001. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division** at **(404) 330-6400**.

Yours very truly,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0340

Date: December 27, 2000

Claimant /Victim TIZAZ S. WOLDU

BY: (Atty) Waymen Sims

Address: 434 Flat Shoals Avenue, Atlanta, Georgia 30316

Subrogation: Claim for Property damage \$ 7,551.00 Bodily Injury \$

Date of Notice: 05/25/99 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 12/04/98 Place: 69 Mayson Avenue

Department: Police Division:

Employee involved Corey T. Miller Disciplinary Action: One Day Suspension

NATURE OF CLAIM: The driver of the City vehicle lost control of same and collided with the claimant's building causing damages in the above amount. However, the claimant has rejected the City's settlement offer.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police X Dept Report Other

Traffic citations issued: City Driver Claimant Driver

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial

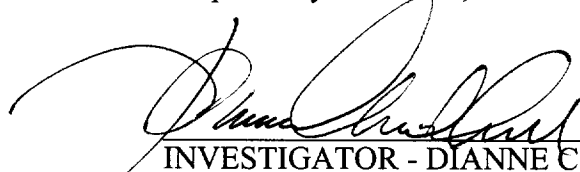
Improper Notice More than Six Months Other Damages reasonable

City not involved Offer rejected X Compromise settlement

Repair/replacement by Ins. Co. Repair/replacement by City Forces

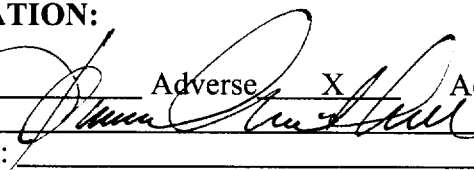
Claimant Negligent City Negligent X Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01

Claims Manager:  Concur/date 12-28-00

Committee Action: Council Action

RCS# 2563
1/16/01
4:18 PM

Atlanta City Council

Regular Session

Claims

MULTIPLE

Unfavorable Items 9-33

01-R-0012	01-R-0023	ADOPT
01-R-0013	01-R-0024	
01-R-0014	01-R-0025	YEAS: 13
01-R-0015	01-R-0026	NAYS: 0
01-R-0016	01-R-0027	ABSTENTIONS: 0
01-R-0017	01-R-0044	NOT VOTING: 3
01-R-0018	01-R-0045	EXCUSED: 0
01-R-0019	01-R-0047	ABSENT 0
01-R-0020	01-R-0048	
01-R-0021	01-R-0049	
01-R-0022	01-R-0050	
	01-R-0051	01-R-0052

NV McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	NV Boazman	NV Pitts

MULTIPLE